

MAYOR & COUNCIL AGENDA COVER SHEET

MEETING DATE:

October 4, 2004

CALL TO PODIUM:

David B. Humpton
City Manager

RESPONSIBLE STAFF:

David B. Humpton
City Manager

AGENDA ITEM:

(please check one)

	Presentation
	Proclamation/Certificate
	Appointment
	Public Hearing
	Historic District
	Consent Item
X	Ordinance Introduction
	Resolution
	Policy Discussion
	Work Session Discussion Item
	Other:

PUBLIC HEARING HISTORY:

(Please complete this section if agenda item is a public hearing)

Introduced	
Advertised	
Hearing Date	
Record Held Open	
Policy Discussion	

TITLE:

Introduction of an Ordinance to Amend Chapter 7A of the City Code Entitled "Ethics Code," Section 7A-4 Entitled "Conflict of Interest" so as to Establish Restrictions Relating to the Purchase of Equipment from the City by City Officials and Employees

SUPPORTING BACKGROUND:

The City Manager asked the Ethics Commission to support the attached amendment to the Ethics Code to prohibit a conflict of interest.

Quite simply, the proposed amendment would prohibit City officials and employees from purchasing property or equipment from the City while they are employed or within one year following termination of City service.

The Ethics Commission supports this amendment and believes it is necessary because City officials and employees may be in a position to have a better understanding than the general public of the history or value of property or equipment the City may choose to sell.

DESIRED OUTCOME:

Staff recommends the Mayor and City Council vote to introduce the ordinance, and notify the public that a public hearing will be held on November 1, 2004.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER 7A OF THE CITY CODE
ENTITLED "ETHICS CODE," SECTION 7A-4 ENTITLED "CONFLICT OF INTEREST"
SO AS TO ESTABLISH RESTRICTIONS RELATING TO THE PURCHASE OF
EQUIPMENT FROM THE CITY BY CITY OFFICIALS AND EMPLOYEES

BE IT ORDAINED, by the Mayor and City Council of the City of Gaithersburg, in public meeting assembled, that Chapter 7A of the City Code, Section 7A-4 is hereby amended to read as follows:

CHAPTER 7A
ETHICS CODE

* * * * *

Section 7A-4. Conflicts of interest.

* * * * *

(k) while employed with the City or within one year following termination of City service, purchase any property or equipment from the City, either directly or through a third party such as an auction house, unless the purchase is subject to prior written approval by the City Manager.

* * * * *

ADOPTED this ____ day of _____, 2004 by the City Council of Gaithersburg, Maryland.

SIDNEY A. KATZ, MAYOR and
President of the Council

DELIVERED to the Mayor of the City of Gaithersburg, Maryland, this ____ day of _____,
2004. APPROVED by the Mayor of the City of Gaithersburg, this ____ day of _____, 2004.

Sidney A. Katz, Mayor

THIS IS TO CERTIFY that the foregoing ordinance as
adopted by the City Council of Gaithersburg, in public
meeting assembled, on the ____ day of _____,
2004, and that the same was approved/vetoed by the
Mayor of the City of Gaithersburg on the ____ day of
_____, 2004. This Ordinance will become
effective on the ____ day of _____, 2004.

David B. Humpton, City Manager